

CONSERVATION COMMISSION PUBLIC HEARING  
JANUARY 26, 1999

The meeting was called to order by Dan Gangai, acting Chairperson, sitting in for Vivianne Marcotte, at 7:05 p.m. Also in attendance were Nancy Batchelder, Betty Callanan, Ralph Fatello, Bonnie Thimble and Peter Tilton Jr. Alternate attending was Ellen Goethel. Absent was Alternate Alberta True.

The Minutes of December 15, 1998 were reviewed. Ms. Goethel motioned to approve the Minutes with corrections noted, seconded by Mr. Tilton. All were in favor.

NH WETLAND BUREAU APPLICATIONS

Keleher  
52 Beach Plum Way

*building new home*  
A site walk was done. Mr. Joe Atisano, Millette, Sprague & Colwell, Inc., addressed the Commission. This proposal is to remove an existing single family dwelling. This State and Special Permit application was presented before the Commission on November 24, 1998. As there was much concern regarding a very large dune, it was the consensus of the Commission to re-design the plan and present again at a future Public Hearing. The plan was withdrawn from the Planning Board and Mr. Colwell from Millette, Sprague & Colwell, Inc. wrote to the State informing them of the re-design. A new re-design was then presented to the Commission at this Public Hearing. The re-design would not have any impact on the dune and a deck and driveway were also presented. After a short discussion, Ms. Goethel motioned not to oppose with the stipulation the driveway be porous and plantings of bayberry or rosa ragosa be placed in front of the dune and foundation to maintain the integrity of dune. Ms. Thimble seconded the motion adding that the Commission be notified when the start and finish of the construction. All were in favor. Ms. Goethel motioned not to oppose the Special Permit, seconded by Ms. Thimble. All were in favor.

Zappala  
Campton Street

Mr. Joe Attisano, Millette, Sprague & Colwell Inc. addressed the Commission. This State and Special Permit Application is for the construction of a new home. The building is located within the 100 ft. tidal buffer zone and just encroaches on the 50 ft. wetland buffer. The beachgrass would be protected during construction. Mr. Tilton questioned the value of protecting the beachgrass on this lot. A short discussion ensued. Ms. Thimble

CONSERVATION COMMISSION PUBLIC HEARING

January 26, 1999

Page 3

Jones Lobster Fisherman, Inc.  
560 High St.

Mr. Tilton and Mr. Fatello excused themselves from voting on this Special Permit.

This is a new Special Permit for review and a site walk was done. Mr. Steven Ells, Attorney and Mr. Merle Jones tenant, addressed the Commission. Mr. Jones would like to retain an 8 x 20 deck and cooler. Mr. Savastano owns this property. A site walk was done. Mr. Ells stated he would like to put aside the history of the property and just look at the Special Permit Application only. Mr. Gangai then read the recommendations of the Commission on this dwelling when it first came before the Commission on November 1997. They are as follows:

1) to keep the deck open above and below with no storage of any kind. 2) Deck to be constructed on sona tubes using pressure treated decking material; 3) there are to be no appliances on this deck such as refrigerators. 4) no storage on the ground such as ice totes or fish crates; 5) area in the rear of the building to be kept clear of debris and 6) Conservation Commission can inspect at any time. Discussion then ensued. Ms. Goethel stated that the salt marsh vegetation is gone from under the deck and items are under the deck. Mr. Gangai asked about the proposed conservation easement. Ms. Goethel motioned to not allow the Special Permit as it is non-conforming use in the buffer and cannot justify specific use. Also remove the items off deck. Ms. Batchelder seconded. With 2 stepped down, 4 approved and 1 disapproved.

F. Clearwater Realty

On September 22 1998 the application came before the Commission for the second time. This is for the demolition and building of a duplex. Mr. Tilton motioned to re-send the motion made on September 22, 1998, seconded by Mr. Fatello. All were in favor.

CONSERVATION COMMISSION PUBLIC HEARING

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Page 4

WETLAND BUREAU ACTIONS

- A. Makarawicz  
Permit granted for a two story addition in tidal buffer.
- B. Hampton Water Works  
Permit granted for water line under Nilus Brook.
- C. Philips & Vareschi  
1060 Ocean Blvd.  
Violation for repair of rip rap wall.
- D. Attalla  
Winnacunnet Rd.  
Amendment to permit to enclose deck.
- E. Murphy  
3 Diane Lane  
Violation for filling & building in tidal buffer.

OLD BUSINESS

- A. Special Permits granted -  
  
Canfield - 15 Susan Lane  
Retaining wall and deck.  
  
Hampton Water Works - Barbour Rd.  
Water line under Nilus Brook.
- B. Savastano Hearing  
January 19, 1999 -- postponed to January 28, 1999  
at 12:30 pm.
- C. Ellis property purchase update ~~is~~ the title search  
is in process.
- D. Town Report  
Has been delivered to Karen Anderson, Administrative  
Assistant to Mr. Barrington, Town Manager.

CONSERVATION COMMISSION PUBLIC HEARING  
January 26, 1999  
Page 5

OLD BUSINESS

- A. Town Meeting will be held on Saturday, January 30, 199 at 8:30 a.m.
- B. No project activities to report.

CORRESPONDENCE

Workshops, Brochures and Seminars were review.

✓ TREASURER'S REPORT - December 31, 1998

Will be reviewed at the next meeting.

ADJOURNMENT

The next meeting will be held on Tuesday, February 23, 1999 at 7:00 pm in the Town Selectmen's Room. The site walk is scheduled for Saturday, February 20, 1999 at 9:00 a.m. meeting in the Town Parking Lot. Ms. Goethel motioned to adjourn at 9:20 p.m., seconded by Mr. Tilton. All were in favor.

Respectfully submitted,



Sue Launi, Secretary

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NH WETLAND BUREAU APPLICATIONS

Keleher  
52 Beach Plum Way

A site walk was done. Mr. Joe Attisano of Millette, Sprague & Colwell, Inc., addressed the Commission. This proposal is to remove an existing single family and build another dwelling. This State and Special Permit application was presented before the Commission on November 24, 1998. As there was much concern regarding a very large dune, it was the consensus of the Commission to re-design the plan and present again at a future Public Hearing. The plan was withdrawn from the Planning Board and Mr. Colwell from Millette, Sprague & Colwell, Inc. wrote to the State informing them of the re-design. A new re-design was then presented to the Commission at this Public Hearing. The re-design would not have any impact on the dune and a deck and driveway were also presented. After a short discussion, Ms. Goethel motioned not to oppose with the stipulation the driveway be porous and plantings of bayberry or rosa rugosa be placed in front of the dune and foundation to maintain the integrity of the dune. Ms. Thimble seconded the motion adding that the Commission be notified at the start and finish of construction. All were in favor.

Ms. Goethel motioned not to oppose the Special Permit, seconded by Ms. Thimble. All were in favor.

Zappala - Campton Street

Mr. Joe Attisano of Millette, Sprague & Colwell Inc. addressed the Commission. This State and Special Permit Application is for the construction of a new home. The building is located within the 100 ft. tidal buffer zone and just encroaches on the 50 ft. wetland buffer. The beachgrass would be protected during construction. Mr. Tilton questioned the value of protecting the beachgrass on this lot. A short discussion ensued. Ms. Thimble

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Page 2

NH WETLAND BUREAU APPLICATIONS (Cont)

Zappala (Cont.)

motioned not to oppose with the stipulation the driveway be porous and that the Commission be notified when the construction starts and finishes and the building be outside the 50 ft. buffer. Ms. Goethel seconded the motion. All were in favor.

Ms. Goethel motioned not to grant the Special Permit noting that the building could be built outside of the 50 ft buffer. This was seconded by Ms. Callanan. All were in favor.

SPECIAL PERMITS

A. Simonds revocable Trust  
Mill Rd.

Withdrew application as they are not impacting the buffer.

B. Irondale Realty Trust  
Winnacunnet Rd.

Attorney Craig Solomon and Mr. Michael Wakeen, Trustee, and Mr. John Chagnon, Civil Engineer addressed the Commission. The first request is for building a road near the wetland. The second request is for a sewer line in the buffer. A discussion ensued. The road would be off Winnacunnet Rd. The wetland is the result of over excavation. After the discussion, Mr. Tilton motioned not to oppose the Special Permit with the stipulation that deed restrictions be placed on lot 42-12 pertaining to the plantings delineating the buffer area and the detention pond be moved. Also not to use pesticides and fertilizers. Ms. Callanan seconded this motion. All were in favor.

Mr. Solomon then gave an overview of the new plan to be submitted to the Zoning Board. If this plan is approved by the Zoning Board, it will have the same impacts as the plan the Commission reviewed.

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